

PHLY-25,337

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw
Serial No.: 09/602,034
Confirmation No.: 9028
Filed: June 23, 2000
Group: 2157
Examiner: LaShonda T. Jacobs
For: CONTROLLING A PC USING A TONE FROM A CELLULAR
TELEPHONE

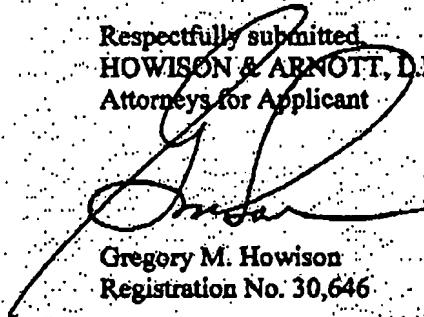
Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

REQUEST FOR REFUND

On October 16, 2007, Applicant filed an Appeal Brief with a 5 month Petition for Extension of Time in the above captioned case. A copy of the Petition for Extension of Time is attached hereto. However, a fee in the amount of \$2,230.00 was erroneously calculated as a Large Entity with the document of October 16, 2007. A copy of the Electronic Patent Application Fee Transmittal is attached hereto. Applicant is a Small entity and hereby requests a refund of \$1,115.00 be deposited in our Deposit Account No. 20-0780/PHLY-25,337 of Howison & Arnott, L.L.P.

Respectfully submitted
HOWISON & ARNOTT, L.L.P.
Attorneys for Applicant



Gregory M. Howison
Registration No. 30,646

GMH/dd
P.O. Box 741715
Dallas, Texas 75374-1715
972/479-0462
October 19, 2007

REQUEST FOR REFUND
S/N: 09/602,034
Atty. Dkt. No. PHLY-25,337

PTO/SB/22 (10-07)

Approved for use through 10/31/2007. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional)
FY 2006 (Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4810))		PHLY-25337
Application Number	09/602034	Filed 23 JUNE 2000
For CONTROLLING A PC USING A TONE FROM A CELLULAR TELEPHONE		
Art Unit	2157	Examiner LASHONDA JACOBS
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.		
The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):		
	Fee	Small Entity Fee
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$80
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$480	\$230
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1050	\$525
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1840	\$820
<input checked="" type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2230	\$1115
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 200780/PHLY-25337. I have enclosed a duplicate copy of this sheet.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. <input type="checkbox"/> Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/86). <input checked="" type="checkbox"/> attorney or agent of record. Registration Number 30848 <input type="checkbox"/> attorney or agent under 37 CFR 1.34. <input type="checkbox"/> Registration number if acting under 37 CFR 1.34 _____		
/Gregory M. Howison, Reg. #30848/		October 16, 2007
Signature		Date

GREGORY M. HOWISON

Typed or printed name

Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

 Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22213-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.

Electronic Patent Application Fee Transmittal

Application Number:	09602034			
Filing Date:	23-Jun-2000			
Title of Invention:	Controlling a PC using a tone from a cellular telephone			
First Named Inventor/Applicant Name:	Jeffry Jovan Philyaw			
Filer:	Gregory Michael Howison			
Attorney Docket Number:	PHLY-25,337			
Filed as Large Entity				
Utility Filing Fees:				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Filing a brief in support of an appeal	1402	1	510	510
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

SENT BY: HOWISON, & ARNO;

972 479 0484

; OCT-19-07 2:48PM;

PAGE 5/5

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension - 5 months with \$0 paid	1255	1	2230	2230
Miscellaneous:				
	Total in USD (\$)			
	2740			

HOWISON & ARNOTT, L.L.P.
A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONSATTORNEYS AT LAW
PATENT AND TRADEMARK MATTERS

FACSIMILE COVERSHEET

DATE: October 19, 2007

TO:	Refunds	FROM:	Deborah DeArmond on behalf of Gregory M. Howison
COMPANY:	USPTO	DIRECT DIAL:	(972) 680-6068
FAX NUMBER:	571-273-6500	FAX NUMBER:	(972) 479-0464
TOTAL PAGES:	5 (including cover	CLIENT/MATTER:	SN: 09/602,034 PHLY-25,37

COMMENTS

The information contained in or attached to this FAX message is intended only for the confidential use of the individual(s) named above. If you are not the named recipient or an agent responsible for delivering it to the named recipient, you are hereby notified that you have received this document in error and that review, dissemination or copying of this communication is prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original documents to us by mail. Thank you.

TWO LINCOLN CENTRE, 5420 LBJ Freeway, Suite 660, Dallas, Texas 75240-2318
Main: (972) 479-0462

Electronic Patent Application Fee Transmittal

Application Number:	09602034								
Filing Date:	23-Jun-2000								
Adjustment date: 11/07/2007 SFELEKE1 10/17/2007 INTEFSW 00001481 200780 09602034 01 FC:1255 2230.00 CR									
Title of Invention: 11/07/2007 SFELEKE1 00000003 200780 09602034 01 FC:2255 1115.00 DA	Controlling a PC using a tone from a cellular telephone								
First Named Inventor/Applicant Name:	Jeffry Jovan Philyaw								
Filer:	Gregory Michael Howison								
Attorney Docket Number:	PHLY-25,337								
Filed as Large Entity									
Utility Filing Fees									
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 30%;">Description</th> <th style="width: 15%;">Fee Code</th> <th style="width: 15%;">Quantity</th> <th style="width: 15%;">Amount</th> <th style="width: 15%;">Sub-Total in USD(\$)</th> </tr> </thead> </table>					Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)					
Basic Filing:									
Pages:									
Claims:									
Miscellaneous-Filing:									
Petition:									
Patent-Appeals-and-Interference:									
Filing a brief in support of an appeal	1402	1	510	510					
Post-Allowance-and-Post-Issuance:									
Extension-of-Time:									

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension - 5 months with \$0 paid	1255	1	2230	2230
Miscellaneous:				
Total in USD (\$)				2740